IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.1221 OF 2001

IN

SUMMARY SUIT NO.1067 OF 1999

Jayprakash K.Kotak ....**Plffs.**

vs.

A.R.. Bros .....**Defnds.**

B.J. Chandnani for the plaintiffs.

CORAM: S.U. KAMDAR, J.

DATE : 22ND AUGUST 2005.

P.C. :

1. The suit is filed by the plaintiff for the amount lent and advanced to the defendants for the sum of Rs.50,000/- covered under the bill of exchange dated 27.12.96. The defendant issued a cheque dated 7..5.97 for the sum of Rs.50,000/- which was dishonoured. Accordingly a notice was given by the advocate on 18.12.98 to pay the amount. However the defendant neither replied nor made the payment. In view

thereof the present suit is filed. The plaintiffs are served with the writ of summons and the advocate has filed vakalatnama. The plaintiff has thereafter taken out the present summons for judgment and served on the advocates. Affidavit of service dated 4.3.2003 is taken on record. Inspite of service none appears for the defendants. In view thereof Summons for Judgment made absolute. Suit decreed as prayed.

2. Suit as well as Summons for judgment disposed off accordingly.

sd/-

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